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OFFICE OF PETITIONS

In re Application of Sung et al.	:	
Application No. 09/752,513	:	Decision on Petition
Filing Date: January 3, 2001	:	
Attorney Docket No. P56268	:	

This is a decision on the petition under 37 CFR 1.181, filed August 3, 2007, to withdraw the holding of abandonment.

The petition is **granted**.

A Notice of Non-Compliant Appeal Brief was mailed December 26, 2006. The Notice set a period for reply of one (1) month or thirty (30) days (whichever is later). The Office did not receive a reply to the Notice. As a result, the Office mailed a Notice of Abandonment on July 31, 2007.

The instant petition proves a reply was not filed in response to the December 26, 2006 Notice due to a failure by petitioner to receive the Notice. Therefore, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

Technology Center Art Unit 2144 will be informed of the instant decision and the examiner will consider the Corrected Brief filed August 3, 2007, in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

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